

House Bill 1387 (AS PASSED HOUSE AND SENATE)
By: Representative Willard of the 49th

A BILL TO BE ENTITLED
AN ACT

1 To amend the Official Code of Georgia Annotated, so as to correct typographical, stylistic,
2 capitalization, punctuation, and other errors and omissions in the Official Code of Georgia
3 Annotated and in Acts of the General Assembly amending the Official Code of Georgia
4 Annotated; to reenact the statutory portion of the Official Code of Georgia Annotated, as
5 amended; to provide for necessary or appropriate revisions and modernizations of matters
6 contained in the Official Code of Georgia Annotated; to repeal portions of the Code and Acts
7 related thereto which have become obsolete; to delete portions of the Code and Acts related
8 thereto which have been superseded by subsequent state laws; to provide for and to correct
9 citations in the Official Code of Georgia Annotated and other codes and laws of the state; to
10 rearrange, renumber, and redesignate provisions of the Official Code of Georgia Annotated;
11 to provide for other matters relating to the Official Code of Georgia Annotated; to provide
12 for effect in event of conflicts; to provide effective dates; to repeal conflicting laws; and for
13 other purposes.

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

15 SECTION 1.
16 Reserved.

17 SECTION 2.
18 Reserved.

19 SECTION 3.
20 Reserved.

21 SECTION 4.
22 Reserved.

SECTION 5.

Reserved.

SECTION 6.

Reserved.

SECTION 7.

Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is amended in:

(1) Code Section 7-1-243, relating to restrictions on banking and trust nomenclature, by replacing "'credit union'," with "'credit union,'" in subsection (a.1) and paragraph (1.1) of subsection (c).

(2) Code Section 7-1-437, relating to bank or trust company shareholder proxies, by replacing "his place" with "his or her place" in subsection (e) and by replacing "his vote" with "his or her vote" in subsection (f).

(3) Code Section 7-1-653, relating to credit unions and expulsions and withdrawals, disposition of deposits, interest, shares, or dividends, and reinstatement, by replacing "two thirds' vote" with "two-thirds' vote" in subsection (b).

(4) Code Section 7-1-660, relating to credit unions and dividends and interest, by replacing "well capitalized credit union," with "well-capitalized credit union,".

(5) Code Section 7-1-669, relating to a central credit union, by replacing "pass through and guaranteed loans" with "pass-through and guaranteed loans" in subparagraph (e)(1)(A).

(6) Code Section 7-1-683, relating to license application, fee, bonding, and alternative deposit of assets for check sellers, by replacing "\$1,250,000.00" with "\$1.25 million" and "\$1,500,000.00" with "\$1.5 million" in paragraph (2) of subsection (b).

(7) Code Section 7-1-684.1, relating to the sale of checks or money orders and examination of books and records of licensee, fees, on-site examination, and authority of the commissioner, by replacing "fax" with "facsimile" in paragraphs (1) and (6) of subsection (f).

(8) Code Section 7-1-692, relating to prohibited transactions in regard to the sale of checks or money orders, by replacing "monies" with "moneys" both times it appears in subsection (d).

(9) Code Section 7-1-700, relating to definitions regarding cashing checks, drafts, or money orders for consideration, by replacing "Department of Banking and Finance" with "department" in paragraphs (2) and (4).

(10) Code Section 7-1-704, relating to rules and regulations for enforcement of article and examination of books and records of licensee or registrant in regard to cashing checks, drafts,

57 or money orders for consideration, by replacing "fax" with "facsimile" in paragraphs (1)
58 and (5) of subsection (g).

59 (11) Code Section 7-1-707.2, relating to the denial of licensing or registration to applicants
60 employing individuals subject to cease and desist orders, by replacing "applicant, licensee
61 and registrant" with "applicant, licensee, and registrant".

62 (12) Code Section 7-1-1001, relating to exemption for certain persons and entities and
63 registration requirements regarding licensing of mortgage lenders and mortgage brokers, by
64 replacing "Code Sections 7-1-1002 or 7-1-1013" with "Code Section 7-1-1002 or 7-1-1013"
65 in paragraph (14) of subsection (a) and by replacing "paragraphs (3), (4), (5), (6), or (10) of
66 subsection (a) of this Code section" with "paragraph (3), (4), (5), (6), or (10) of subsection (a)
67 of this Code section," in subsection (b).

68 (13) Code Section 7-1-1002, relating to the prohibition of the transaction of business without
69 a license, registration, or exemption, the prohibition of a knowing purchase of a mortgage
70 loan from an unlicensed or nonexempt broker or lender, and the liability of persons
71 controlling violators, by replacing "under paragraph (17) of" with "under paragraph (17) of
72 subsection (a) of" in paragraph (4) of subsection (a).

73 (14) Code Section 7-1-1003.7, relating to approval of mortgage industry related courses,
74 application, renewal application, and audits, by replacing "under this section" with "under
75 this Code section" in the introductory language of subsection (b) and by replacing "and the
76 applicant" with "and that the applicant" in subsection (c).

77 (15) Code Section 7-1-1004, relating to investigation of applicant and its officers, audit, and
78 education, experience, and other requirements relative to licensees and registrants in regard
79 to the licensing of mortgage lenders and mortgage brokers, by replacing "that they have" with
80 "that he or she has" in paragraph (5) of subsection (e), by replacing in subsection (j) "the
81 applicant shall at a minimum," with "the applicant shall, at a minimum," in the introductory
82 language, by replacing "; and" with a semicolon at the end of paragraph (1), by replacing the
83 semicolon with a colon at the end of the introductory language of paragraph (2), by replacing
84 the period with a semicolon at the end of subparagraph (B) of paragraph (2), and by replacing
85 the period with "; and" at the end of paragraph (3).

86 (16) Code Section 7-1-1009, relating to maintenance of books, accounts, and records,
87 investigation and examination of licensees and registrants by department, confidentiality, and
88 exemptions from civil liability, by replacing "fax," with "facsimile," in paragraph (1) of
89 subsection (g).

90 (17) Code Section 7-4-12.1, relating to interest on arrearage on child support, by replacing
91 "Court" with "court" in the last sentence of the introductory language of subsection (a).

SECTION 8.

Reserved.

SECTION 9.

Title 9 of the Official Code of Georgia Annotated, relating to civil practice, is amended in:

(1) Code Section 9-11-133, relating to forms meeting requirements for civil case filing and disposition, by replacing "in subsections (b), (c), (d) and (e) or" with "in subsections (b), (c), (d), and (e) of this Code section or" in subsection (a).

SECTION 10.

Reserved.

SECTION 11.

Reserved.

SECTION 12.

Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural resources, is amended in:

(1) Code Section 12-5-135, relating to requirement of bond or letter of credit by a water well contractor or driller, by replacing "floridan aquifer" with "Floridan aquifer" in subsection (i).

(2) Code Section 12-8-102, relating to definitions regarding the Georgia voluntary remediation program, by redesignating current paragraph (17) as new paragraph (15) and by redesignating current paragraphs (15) and (16) as new paragraphs (16) and (17), respectively, in subsection (b).

(3) Code Section 12-8-108, relating to standards and policies considered in investigations of voluntary remediation property, by replacing the catchline "Available Cleanup standards." with "Available cleanup standards." in paragraph (6).

SECTION 13.

Title 13 of the Official Code of Georgia Annotated, relating to contracts, is amended in:

(1) Code Section 13-1-11, relating to validity and enforcement of obligations to pay attorney's fees upon notes or other evidence of indebtedness in regard to contracts, by replacing "collectible" with "collectable" in the introductory language, by adding "and" at the end of paragraph (2), and by replacing "his attorney" with "his or her attorney" in paragraph (3) of subsection (a).

(2) Code Section 13-2-2, relating to rules for interpretation of contracts generally in regard to construction, is amended by adding "and" at the end of paragraph (8).

SECTION 14.

Title 14 of the Official Code of Georgia Annotated, relating to corporations, partnerships, and associations, is amended in:

(1) Code Section 14-3-1409.1, relating to claims pending prior to the dissolution of a corporation, by replacing "Code Section 14-3-1430 and 14-3-1433," with "Code Sections 14-3-1430 and 14-3-1433," and by replacing "if action" with "if an action".

SECTION 15.

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended in:

(1) Code Section 15-5-21, relating to the promulgation of rules relating to transcripts and court reporters' fees, by replacing "the date that council intends" with "the date that the council intends" in subsection (d).

(2) Code Section 15-11-84, relating to governmental entity defined, sharing information, and confidentiality in regard to the access to records and hearings in juvenile proceedings, by replacing "Governmental entities, state, county, consolidate governments, or municipal government" with "Governmental entities and state, county, municipal, or consolidated government" and by replacing "Code Section 15-1-15, 15-11-9.1, subsection (d) of Code Section 15-11-10," with "Code Section 15-1-15 or 15-11-9.1, subsection (d) of Code Section 15-11-10, or" in subsection (b).

(3) Code Section 15-11-154, relating to the appointment of a plan manager for a dependent child and the development of a mental competency plan, by replacing "division of public health" with "Division of Public Health of the Department of Community Health" in subparagraph (b)(2)(A).

(4) Code Section 15-21A-7, relating to the definition of "court" and the judicial reporting and accounting system, by replacing "the General Oversight Committee for the Georgia Public Defender Standards Council" with "the Legislative Oversight Committee for the Georgia Public Defender Standards Council" in subsection (c).

SECTION 16.

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended in:

(1) Code Section 16-12-120, relating to certain acts in public transit buses, rapid rail cars, or stations and penalty by replacing "provided, however," with "provided, further," and by replacing "in such station, and further that" with "in such station; and provided, further, that" in paragraph (4) of subsection (a).

SECTION 17.

Reserved.

SECTION 18.

Reserved.

SECTION 19.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended in:

(1) Code Section 19-6-15, relating to child support in final verdict or decree, guidelines for determining amount of award, continuation of duty to provide support, and duration of support, by replacing "gross income, and" with "gross income and" in paragraph (2) of subsection (b) and by replacing "Self-Employment" with "Self-employment" at the beginning of subparagraph (f)(5)(A).

(2) Code Section 19-6-51, relating to the Georgia Child Support Commission, by replacing "justice's or judge's" with "Justice's or Judge's" in paragraph (2) of subsection (a).

(3) Code Section 19-7-1, relating to in whom parental power lies, how such power is lost, and recovery for homicide of child, by replacing "post-judgment" with "postjudgment" in paragraph (6) of subsection (c).

(4) Code Section 19-9-127, relating to violations, execution of power of attorney, and power of attorney to be signed and acknowledged in regard to the power of attorney for the care of a minor child, by replacing "et seq. and" with "et seq., and" in subsection (a).

(5) Code Section 19-9-129, relating to the power of attorney form for the care of a minor child, by replacing "et seq. and" with "et seq., and" in paragraph (8) of subsection (b).

(6) Chapter 11, relating to enforcement of duty of support, by designating as reserved Code Section 19-11-31.

SECTION 20.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in:

(1) Code Section 20-2-257, relating to grants for driver education courses for secondary school students, by replacing "Department of Public Safety" with "the Department of Driver Services".

(2) Code Section 20-4-17, relating to agencies to receive federal funds and transfer of personnel to the Department of Technical and Adult Education, now known as the Technical College System of Georgia, by inserting a comma following "now known as the Technical College System of Georgia" in the in first and last sentences of subsection (b).

SECTION 21.

Reserved.

SECTION 22.

Reserved.

SECTION 23.

Reserved.

SECTION 24.

Title 24 of the Official Code of Georgia Annotated, relating to evidence, is amended in:

(1) Code Section 24-4-23.1, relating to presumption of payment of a check in regard to proof generally, by replacing "union; and" with "union." at the end of paragraph (1) of subsection (a).

(2) Code Section 24-9-100, relating to state policy in regard to the use of sign language and intermediary interpreters in administrative and judicial proceedings, by replacing "commission" with "commissions".

(3) Code Section 24-10-27.1, relating to witness fees for member of the Georgia State Patrol or Georgia Bureau of Investigation, law enforcement officers of the Department of Natural Resources, correctional officers, or arson investigators of state fire marshal's office, by replacing "grand jury, or" with "grand jury or" and by replacing "coroner, or" with "coroner or" in subsection (a).

(4) Code Section 24-10-97, relating to construction and applicability in regard to "The Uniform Act to Secure the Attendance of Witnesses from Without the State," by replacing "such state" with "such states".

SECTION 25.

Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is amended in:

(1) Code Section 25-4-6, relating the Georgia Firefighter Standards and Training Council and meetings, quorum, and annual report, by replacing the period with "; and" at the end of paragraph (1).

(2) Code Section 25-14-4, relating to written certification in regard to standards for testing cigarettes, by replacing "commissioner" with "Commissioner" in the introductory language of subsection (a).

SECTION 26.

Reserved.

SECTION 27.

Title 27 of the Official Code of Georgia Annotated, relating to game and fish, is amended in:

(1) Code Section 27-2-3.1, relating to hunting licenses, sportsman's license, license card carrier requirement, and creation of lifetime sportsman's licenses, by replacing "sportsman" with "sportsman's" in subsection (c).

(2) Code Section 27-2-7, relating to powers of the Department of Natural Resources as to making and entering into agreements relating to hunting license reciprocity, by replacing "Tennessee," with "Tennessee" in subsection (c).

SECTION 28.

Reserved.

SECTION 29.

Reserved.

SECTION 30.

Title 30 of the Official Code of Georgia Annotated, relating to handicapped persons, is amended in:

(1) Code Section 30-5-8, relating to criminal offenses and penalties regarding a disabled adult or an elder person, by replacing the single quotation marks with double quotation marks at the beginning and end of the term "disabled adult" in paragraph (2) of subsection (a).

SECTION 31.

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended in:

(1) Code Section 31-2-14, relating to records check requirement for certain facilities, definitions, use of information gathered in investigation, penalties for unauthorized release or disclosure, and rules and regulations under the Department of Community Health, by replacing "Chapter 7 of Title 31" with "Chapter 7 of this title" in subparagraph (a)(4)(B) and by replacing "'CIC'" with "'GCIC'" at the beginning of paragraph (5) of subsection (a).

(2) Code Section 31-8-133, relating to the rights of residents of personal care homes, by replacing "the Rules of the former Department of Human Resources Chapter 290-5-35," with "the rules and regulations of the Department of Community Health,".

(3) Code Section 31-10-15, relating to death certificates, filing, medical certification, forwarding the death certificate to the decedent's county of residence, and purging from the

253 voter registration list, by replacing "Code Section 43-34-38" with "Code Section 43-34-8"
254 in paragraph (1) of subsection (c).

255 **SECTION 32.**

256 Reserved.

257 **SECTION 33.**

258 Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in:

259 (1) Code Section 33-59-2, relating to definitions regarding life settlements, by replacing
260 "Provide" with "Provider" at the beginning of paragraph (18).

261 **SECTION 34.**

262 Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations,
263 is amended in:

264 (1) Code Section 34-8-197, relating to eligibility requirements for extended unemployment
265 benefits, by replacing "subsection (l) this Code section" with "subsection (l) of this Code
266 section" in subsection (e).

267 **SECTION 35.**

268 Reserved.

269 **SECTION 36.**

270 Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended
271 in:

272 (1) Code Section 36-44-3, relating to definitions in regard to redevelopment powers, by
273 replacing "including but not limited to, those" with "including but not limited to those" in
274 subparagraph (E) of paragraph (8) and by replacing "action, and any" with "action and any"
275 in paragraph (10).

276 (2) Code Section 36-89-3, relating to appropriation to specify the amount and eligible
277 assessed value and procedures in regard to homeowner tax relief grants, by replacing "United
278 State Department of Labor." with "United States Department of Labor." in paragraph (2) of
279 subsection (d).

SECTION 37.

Title 37 of the Official Code of Georgia Annotated, relating to mental health, is amended in:

(1) Code Section 37-2-5.2, relating to regional planning boards and their duties and functions, power to contract, delegation of powers and duties, and books of account, by replacing "alternate" with "alternative" in paragraph (8) of subsection (a).

(2) Code Section 37-2-6, relating to community mental health, developmental disabilities, and addictive diseases service boards and their creation, membership, participation of counties, transfer of powers and duties, alternate method of establishment, bylaws, and reprisals prohibited, by replacing "provided, however," with "provided, however, that" in subsections (a) and (c.1).

(3) Code Section 37-2-6.1, relating to community service boards and the program director, staff, budget, and facilities, powers and duties, and exemption from state and local taxation, by replacing "provided, however," with "provided, however, that" in paragraphs (7) and (11) of subsection (b).

(4) Code Section 37-2-6.5, relating to the cessation of operations by a community service board, notification, and the continuation of operations by a successor board, county board of health, or outside manager, by replacing "provided, however," with "provided, however, that" in subsection (a).

(5) Code Section 37-2-10, relating to the commissioner's emergency powers upon the failure of a community service board to establish and administer programs, by replacing "alternative" with "alternate" in subparagraph (b)(5)(B).

(6) Code Section 37-4-21, relating to the admission of developmentally disabled persons to facilities for purposes of temporary supervision and care, by replacing "a nursing home or personal care home, as defined in paragraph (2) of Code Section 43-27-1." with "a nursing home, as defined in paragraph (2) of Code Section 43-27-1, or a personal care home, as defined in Code Section 31-7-12." in subsection (c).

(7) Code Section 37-5-2, relating to a declaration of policy in regard to the "Community Services Act for the Developmentally Disabled" by replacing "community-based alternatives" with "community based alternatives".

(8) Code Section 37-7-3, relating to the coordination of state drug and alcohol abuse programs, by replacing "provided, however," with "provided, however, that".

SECTION 38.

Reserved.

SECTION 39.

Title 39 of the Official Code of Georgia Annotated, relating to minors, is amended in:

(1) Code Section 39-2-11, relating to employment certificates required and requirements for issuance in regard to the employment of minors, by replacing "twelve months imprisonment," with "12 months' imprisonment," in paragraph (1) of subsection (e).

SECTION 40.

Reserved.

SECTION 41.

Reserved.

SECTION 42.

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended in:

(1) Code Section 42-1-14, relating to risk assessment classification, classification as "sexually dangerous predator," and electronic monitoring in regard to sexual offenders, by replacing "treatment history, personal, social, educational, and work history, and may" with "treatment history, and personal, social, educational, and work history and may" in subsection (a) and by replacing "the Board of Pardons and Paroles" with "the State Board of Pardons and Paroles" in the undesignated text at the end of subsection (e).

(2) Code Section 42-8-151, relating to definitions in regard to probation management, by redesignating current paragraph (1) as paragraph (2) and by redesignating current paragraph (2) as paragraph (1), respectively, arranging said paragraphs in alphabetical order.

SECTION 43.

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended in:

(1) Code Section 43-26-8, relating to temporary permits for nursing, by replacing "their" with "his or her" in subsection (b).

(2) Code Section 43-34-8, relating to authority to refuse license, certificate, or permit or issue discipline, suspension, restoration, enforcement investigations, evidentiary privileges, closed hearings, immunity for reporting violations, when investigation or assessment of fitness to practice required, failure to appear, and publication of final disciplinary actions regarding the Georgia Composite Medical Board, by replacing "permit holder or" with "permit holder, or" in subparagraph (b)(1)(G) and by replacing "A board may resolve" with "The board may resolve" in paragraph (3) of subsection (b).

346 (3) Code Section 43-34-26, relating to license requirement for persons engaged in the
347 practice of medicine, qualifications, evaluation program, and examinations, by replacing
348 "postgraduate one year of approved Accreditation Council for Graduate Medical Education
349 (ACGME) training." with "one year of approved Accreditation Council for Graduate Medical
350 Education (ACGME) postgraduate training." in subsection (d).

351 (4) Code Section 43-34-26.1, relating to influenza vaccine protocol agreements, by replacing
352 "meet a certain criteria" with "meet certain criteria" both times it appears in paragraph (5) of
353 subsection (a), by replacing "that is a party" with "who is a party" in subsections (e) and (f),
354 and by replacing "Code Section 31-3-15, and" with "Code Section 31-3-15 and" in
355 subsection (j).

356 (5) Code Section 43-34-30, relating to out-of-state physicians entering the state for
357 consultation and establishment of offices by out-of-state physicians, by deleting the second
358 period at the end of the last sentence.

359 (6) Code Section 43-34-37, relating to persons authorized to perform artificial insemination
360 and civil liability of a physician or surgeon, by replacing "him" with "him or her" and by
361 replacing "his" with "his or her" in subsection (b).

362 (7) Code Section 43-34-103, relating to application for assistant, number of assistants, new
363 job descriptions, scope of duties, receipt of samples, employment by nonpracticing
364 physicians, delegated authority, temporary practice agreements, assistance during public
365 health emergencies, and pronouncement of death in regard to physician assistants, by
366 redesignating divisions (a)(2)(i) through (a)(2)(iii) as subparagraphs (a)(2)(A) through
367 (a)(2)(C), respectively, and by replacing "physician assistant in accordance" with "physician
368 assistant, in accordance" in paragraph (1) of subsection (e.1).

369 (8) Code Section 43-34-244, relating to two levels of a license and application regarding
370 cosmetic laser practitioners, by replacing "a minimum of at least 2,000 hours" with "a
371 minimum of 2,000 hours" in paragraph (1) of subsection (c).

372 (9) Code Section 43-34-248, relating to agreements with consulting physicians regarding
373 cosmetic laser services, by replacing "physician's assistant" with "physician assistant" both
374 times it appears in paragraph (3) of subsection (a).

375 **SECTION 44.**

376 Title 44 of the Official Code of Georgia Annotated, relating to property, is amended in:

377 (1) Code Section 44-3-111, relating to sales of residential condominium units for residential
378 occupancy, information required to be furnished by seller, buyer's right to void contract,
379 limitations period, attorney's fees, and penalty for willful violation, by replacing
380 "acknowledgement" with "acknowledgment" in the undesignated text at the end of subsection

381 (b) and by replacing "ACKNOWLEDGEMENT" with "ACKNOWLEDGMENT" in the
382 contract language in paragraphs (1) and (2) of subsection (c).

383 **SECTION 45.**

384 Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees,
385 is amended in Part 1 of Article 1 of Chapter 18, relating to the State Employees' Health
386 Insurance Plan, by replacing "this article" with "this part" wherever such term occurs in:

387 (1) Code Section 45-18-1, relating to definitions;

388 (2) Code Section 45-18-2, relating to the authority to establish a health insurance plan, rules
389 and regulations, provisions of the plan generally, and coverage for retiring or retired
390 employees;

391 (3) Code Section 45-18-5, relating to county officers and employees;

392 (4) Code Section 45-18-5.1, relating to licensed blind or otherwise seriously disabled
393 vendors;

394 (5) Code Section 45-18-5.2, relating to sheltered employment center employees;

395 (6) Code Section 45-18-6, relating to authorization of contracts to provide insurance
396 benefits, invitation of proposals from insurers, reinsurance agreements, issuance of
397 certificates of coverage, redetermination of contracts, discontinuance of contracts or
398 establishment of self-insurance plans, contracts for administrative services, and contracts
399 with health maintenance organizations;

400 (7) Code Section 45-18-7.1, relating to employees of the Georgia Development Authority;

401 (8) Code Section 45-18-7.2, relating to Agrirama Development Authority employees;

402 (9) Code Section 45-18-7.3, relating to employees of the Peace Officers' Annuity and
403 Benefit Fund, Georgia Firefighters' Pension Fund, and Sheriffs' Retirement Fund of Georgia,
404 spouses, and dependent children;

405 (10) Code Section 45-18-7.5, relating to employees of the Georgia Housing and Finance
406 Authority, spouses, and dependent children;

407 (11) Code Section 45-18-7.6, relating to employees of Georgia-Federal State Inspection
408 Service, spouses, and dependent children;

409 (12) Code Section 45-18-7.7, relating to employees of critical access hospitals and their
410 dependents;

411 (13) Code Section 45-18-9, relating to the right of continuation of coverage for spouse or
412 dependents of deceased employees, the right to resumption of coverage, payment of
413 contributions, and promulgation of rules and regulations as to the continuance,
414 discontinuance, and resumption of coverage;

(14) Code Section 45-18-10, relating to the right of continuation of coverage for former employees, payment of premiums, establishment of terms and conditions by the board, and appointment as the United States attorney;

(15) Code Section 45-18-12, relating to the creation of a health insurance fund, amounts credited to the fund, special reserves, and administrator and custodian of the fund;

(16) Code Section 45-18-14, relating to deductions from compensation and benefit payments of share of cost of coverage under plan of employees, payment of contributions to health insurance fund by departments, boards, and agencies of state, and coverage of employee appealing discharge;

(17) Code Section 45-18-15, relating to rules and regulations for administration of this article and the board to recommend to the General Assembly a schedule of maximum fees for hospitals and practitioners;

(18) Code Section 45-18-16, relating to certification to departments and other entities of the state of the employer payment percentage for the ensuing fiscal year and provision in budgets for funds for employer payments;

(19) Code Section 45-18-20, relating to a fiscal note required for bills impacting employees' health insurance plans; and

(20) Code Section 45-18-21, relating to the deposit of employer and retiree contributions into the Georgia Retiree Health Benefit Fund.

SECTION 46.

Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public transportation, is amended in:

(1) Code Section 46-5-134.1, relating to counties where the governing authorities of more than one local government have adopted a resolution to impose an enhanced 9-1-1 charge, by replacing "enhanced 9-1-1 charge service" with "enhanced 9-1-1 service" in the undesignated text at the end of subsection (d).

(2) Code Section 46-7-15, relating to registration and licensing of carriers and cities and counties barred from levying taxes on carriers in regard to motor common or contract carriers, by repealing reserved subsections (a) through (d) and striking the subsection (e) designation.

(3) Code Section 46-7-26, relating to the authority of the commissioner of public safety to promulgate rules and regulations for safety, by deleting the question mark at the end of subsection (c).

SECTION 47.

Reserved.

SECTION 48.

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended in:

(1) Code Section 48-3-3, relating to executions by tax collectors and commissioners, by replacing "this section," with "this Code section," in the introductory language of subsection (a).

(2) Code Section 48-3-9, relating to notice of levy to the owner of a security deed or mortgage, lists, and fees in regard to tax executions, by replacing "requested" with "requested," in subsection (a).

(3) Code Section 48-3-19, relating to the transfer of tax executions, by replacing "two million dollars" with "\$2 million" in subsection (g).

(4) Code Section 48-4-5, relating to payment of excess tax funds, by replacing "litigation such" with "litigation of such" in subsection (b).

(5) Code Section 48-4-63, relating to administration of properties in regard to land bank authorities, by replacing "within the the boundaries" with "within the boundaries" in paragraph (4) of subsection (d).

(6) Code Section 48-4-78, relating to identification of properties on which ad valorem taxes are delinquent, petition for tax foreclosure, contents of petition, and notice, by replacing "delivery return" with "delivery, return" under "3." in the form in subsection (g).

(7) Code Section 48-5-41.2, relating to exemption from taxation of personal property in inventory for business, by inserting a period at the end of the Code section designation.

(8) Code Section 48-5-48.3, relating to homestead exemptions for senior citizens, by replacing "Code Section 48-5-40 of the O.C.G.A., as amended," with "Code Section 48-5-40" in paragraph (1) of subsection (a).

(9) Code Section 48-5-302, relating to the time for completion of revision and assessment of tax returns and submission of completed digest by county board of tax assessors to the state revenue commissioner, by replacing "installments" with "installments,".

(10) Code Section 48-5-478.4, relating to exemption from ad valorem taxes for motor vehicles owned by veterans' organizations, by replacing "United States, and" with "United States and" in subsection (a).

(11) Code Section 48-5-504, relating to self-propelled farm equipment as a subclassification of motor vehicle for ad valorem taxation purposes, by replacing "section the" with "section, the" in the introductory language of subsection (a).

(12) Code Section 48-8-6, relating to the prohibition of political subdivisions from imposing various taxes, ceiling on local sales and use taxes, and the taxation of mobile telecommunications, by replacing "paragraph (3) of Code Section 48-8-200" with "paragraph (4) of Code Section 48-8-200" in paragraph (2) of subsection (b).

SECTION 49.

Reserved.

SECTION 50.

Reserved.

SECTION 51.

Reserved.

SECTION 52.

Reserved.

SECTION 53.

Reserved.

SECTION 54.

(a) Except for Title 47, the text of Code sections and title, chapter, article, part, subpart, Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and designations as contained in the Official Code of Georgia Annotated published under authority of the state by The Michie Company in 1982 and contained in Volumes 3 through 40 of such publication or replacement volumes thereto, as amended by the text and numbering of Code sections as contained in the 2009 supplements to the Official Code of Georgia Annotated published under authority of the state in 2009 by LEXIS Publishing, are reenacted and shall have the effect of statutes enacted by the General Assembly of Georgia.

(b) Annotations; editorial notes; Code Revision Commission notes; research references; notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses; title, chapter, article, part, and subpart captions or headings, except as otherwise provided in the Code; catchlines of Code sections or portions thereof, except as otherwise provided in the Code; and rules and regulations of state agencies, departments, boards, commissions, or other entities which are contained in the Official Code of Georgia Annotated are not enacted as statutes by the provisions of this Act. Material which has been added in brackets or parentheses and editorial, delayed effective date, effect of amendment, or other similar notes within the text of a Code section by the editorial staff of the publisher in order to explain or to prevent a misapprehension concerning the contents of the Code section and which is explained in an editorial note is not enacted by the provisions of this section and shall not be considered a part of the Official Code of Georgia Annotated.

(c) The reenactment of the statutory portion of the Official Code of Georgia Annotated by subsection (a) of this section shall not affect, supersede, or repeal any Act of the General Assembly, or portion thereof, which is not contained in the Official Code of Georgia Annotated and which was not repealed by Code Section 1-1-10, specifically including those Acts which have not yet been included in the text of the Official Code of Georgia Annotated because of effective dates which extend beyond the effective date of the Code or the publication date of the Code or its supplements.

(d) The provisions contained in other sections of this Act and in the other Acts enacted at the 2010 regular session of the General Assembly of Georgia shall supersede the provisions of the Official Code of Georgia Annotated reenacted by subsection (a) of this section.

(e) In the event of an irreconcilable conflict between a provision in Sections 1 through 53 of this Act and a provision of another Act enacted at the 2010 regular session of the General Assembly, the provision of such other Act shall control over the conflicting provision in Sections 1 through 53 of this Act to the extent of the conflict.

SECTION 55.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval; except that:

(1) The amendment to paragraph (1) of subsection (c) of Code Section 43-34-244 made by paragraph (8) and the amendment to paragraph (3) of subsection (a) of Code Section 43-34-248 made by paragraph (9) of Section 43 of this Act shall become effective only when funds are specifically appropriated for purposes of Ga. L. 2007, p. 626 in a General Appropriations Act making specific reference to such Act and shall become effective when funds so appropriated become available for expenditure; and

(2) The amendment to Code Section 48-5-41.2 made by paragraph (7) of Section 48 of this Act shall become effective on January 1, 2011, but only if an Act found at Ga. L. 2009, p. 674, is approved in a state-wide referendum conducted on the date of the November, 2010, state-wide general election.

SECTION 56.

All laws and parts of laws in conflict with this Act are repealed.